IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THURSDAY, THE EIGTH DAY OF DECEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

AND

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 25460 of 2003

Between:

Maranatha Visvasa Samajam, Gayatri Nagar,

Vijayawada, rep. By its Vice President Mr. S. Sai Ram.

… Petitioner.

A n d

The Government of Andhra Pradesh,

Rep.by its Principal Secretary,

Department of Transport , Roads & Buildings,

Secretariat, Hyderabad & two others.

…. Respondents.

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THE HON'BLE MR JUSTICE BILAL NAZKI

AND

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION No. 25460 of 2003

O R D E R: (Per Hon'ble Mr.Justice Bilal Nazki)

Heard the learned counsel for the petitioner. None appeared for the respondents. Although the writ petition is filed in 2003 and opportunities have been given to file counter, counter is not filed.

2. The grievance of the petitioner is that it is a philanthropic society, running certain institutions for the welfare of children, widows and widowers, and, is entitled for exemption of tax under the A.P. Motor Vehicles Taxation Act for the vehicles it own in terms of G.O.Ms.No.2279, dated 20.08.1974. The petitioner applied for exemption and it was rejected by an order of the Government dated 11.03.2002. The said order reads as under:

> " The attention of the Transport Commissioner, A.P., Hyderabad is invited to the reference 2nd cited and he is informed that the request for grant of exemption from payment of Motor Vehicles Tax in respect of vehicles belonging to Marnath Viswasa Samajam, Vijayawada is rejected after examination."

3. No reasons have been given for rejecting the application of the petitioner for grant of exemption. No reasons have been given even in the Court as no counter is filed.

4. In these circumstances, as the impugned order dt.11.3.2002 being a non-speaking order, we allow the writ petition and set aside the same, and direct the Government to reconsider the matter afresh and pass a reasoned order within a period of four weeks from the date of receipt of a copy of this order. No costs.

Bilal Nazki, J.

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S.Ananda Reddy, J.

Dt. 08..12..2005

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THE HON'BLE MR JUSTICE BILAL NAZKI

AND

THE HON'BLE MR JUSTICE S.ANANDA REDDY

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WRIT PETITION No. 25460 of 2003

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Dt. 08.12.2005

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